

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 * * *

4 Cary Wallace Williams,

5 v.

Petitioner,

6 William Gittere, et al.,

Case No. 2:98-cv-00056-APG-VCF

7 **Scheduling Order for Evidentiary Hearing**

8 Respondents.

9

10 I have considered the parties' joint notice regarding the evidentiary hearing in this capital
11 habeas case. ECF No. 287. The following schedule will govern the evidentiary hearing:

12 The Evidentiary Hearing

13 The evidentiary hearing will commence on **January 24, 2022, at 9:00 am.**, in Las Vegas
14 courtroom 6C.

15 First Disclosure of Experts

16 By **October 5, 2021**, the parties will disclose to each other the names of any experts who
17 will testify, accompanied by a written report for each expert in compliance with Fed. R. Civ. P.
18 26(a)(2)(B). Such disclosure will be made by e-mail or other informal means. The parties need
19 not file formal notices.

20 Second Disclosure of Experts

21 By **October 19, 2021**, the parties will disclose to each other the names of any rebuttal
22 experts, accompanied by a written report for each expert in compliance with Fed. R. Civ. P.
23 26(a)(2)(B). Such disclosure will be made by e-mail or other informal means. The parties need
24 not file formal notices.

25 ////

26 ////

27

28

1 Pre-Hearing Briefs

2 Williams will submit a pre-hearing brief by **November 16, 2021**. The respondents will
3 file a responsive pre-hearing brief by **November 30, 2021**. Williams may file a reply to the
4 respondents' brief by **December 7, 2021**.

5 Witness List and Exhibit List

6 The parties will file witness lists and exhibit lists no later than **December 10, 2021**. The
7 parties will file a joint exhibit list, identifying the exhibits they agree are admissible. The parties
8 will file separate lists of exhibits that the parties do not agree are admissible.

9 Pre-Hearing Motions

10 The parties will file any pre-hearing motions by **December 17, 2021**. The schedule for
11 the briefing of such motions will be as set forth in Local Rule 7-2(b).

12 Marking and Submission of Exhibits

13 The parties are to contact Melissa Johansen, at 702-464-5415, no less than five calendar
14 days before the evidentiary hearing to arrange to mark and submit exhibits.

15 Status Reports

16 At three-month intervals beginning on **April 12, 2021**, and continuing until the hearing,
17 the parties will file joint status reports regarding the feasibility of adhering to this scheduling
18 order in light of the COVID-19 pandemic.

19 Dated: January 14, 2021

20 
21 ANDREW P. GORDON
22 UNITED STATES DISTRICT JUDGE